

1.0 Attorney General

Summary

The Attorney General's Office is charged by the Utah Constitution with the exclusive responsibility to act as legal advisor to the Governor and all of the executive branch agencies. The Attorney General must also prosecute or defend, in federal and State courts, all cases where the State of Utah, or any of its officers, boards or commissions is a party. The Analyst recommends a total budget for the Attorney General of \$26,603,800.

Financial Summary

	FY 1999	FY 2000	Est/Analyst
Financing	Estimated	Analyst	Difference
General Fund	\$15,862,000	\$15,887,400	\$25,400
Federal Funds	65,000	65,000	
Dedicated Credits	9,418,800	9,444,900	26,100
GFR- Commerce Service Fund	281,800	282,600	800
GFR- Public Safety Support	467,500	468,500	1,000
Anti-Trust Revolving	101,700	152,000	50,300
Transfers	228,600	228,600	
Beginning Non-Lapsing	283,100	74,800	(208,300)
Total	\$26,633,700	\$26,603,800	(\$29,900)
Program			
Administration/Executive	\$1,579,600	\$1,536,200	(\$43,400)
Public Advocacy	4,754,600	4,757,100	2,500
Water Rights Adjudication	125,900	125,900	
Childrens Justice	827,300	827,300	
Contract Attorneys	250,000	250,000	
State Counsel Agencies	12,589,500	12,638,400	48,900
Financial Crime Unit	227,100	226,400	(700)
Antitrust Prosecution	105,800	152,000	46,200
Children's Justice Centers	1,636,300	1,633,700	(2,600)
Child Protection Division	3,931,100	3,878,500	(52,600)
Prosecution Council	539,500	518,600	(20,900)
Domestic Violence Protection	67,000	59,700	(7,300)
Total	\$26,633,700	\$26,603,800	(\$29,900)

2.0 Attorney General

2.1 Child Protection Services

There are two attorney positions in the Child Protection Services Division which are being funded through a one-time block grant in Human Services. The Attorney General has requested \$148,400 in General Fund to fund the positions on an ongoing basis.

2.2 Appeals Division Attorney

The Appeals Division has experienced an increase in caseload as a result of increased activity in the criminal justice system. The agency has requested an appropriation of \$107,400 to hire an additional attorney to meet caseload growth.

2.3 Anti-Trust Funding Increase

The Analyst recommends an increase of \$50,000 in anti-trust funding to allow the Division to deal with pending cases.

	FY 2000
Financing	Analyst
Anti-Trust Revolving	50,000
Total	<u><u>\$50,000</u></u>

2.5 Salary Issues

Review and discussion of salaries for the Attorney General's staff is an annual event. The Utah Code provides a career status plan for attorneys (Utah Code 67-8-3) however, the funding mechanism for this plan has not been in place. The chart below shows the average salary of entry level, mid range and expert attorneys.

Entry Level: \$36,000 Salary and \$12,400 Benefits

Mid Range: \$54,000 Salary and \$18,100 Benefits

Expert: \$63,000 Salary and \$21,400 Benefits

There are also indirect costs (including secretarial, paralegal and law clerk support) of approximately \$35,300 associated with the hiring of a new attorney. Since there is no funding mechanism in place, the appropriations subcommittee must make a recommendation to the executive appropriations committee to include attorneys as part of the compensation package.

2.6 Intent Language

It is the intent of the Legislature that funding for the Attorney General's Office be non-lapsing.

It is the intent of the Legislature that funding for Child Protection be non-lapsing.

It is the intent of the Legislature that funding for Domestic Violence be non-lapsing.

It is the intent of the Legislature that funding for the Prosecution Council be non-lapsing.

It is the intent of the Legislature that funding for Financial Crimes be non-lapsing.

It is the intent of the Legislature that funding for the Children's Justice Centers be non-lapsing.

3.1 Administration

Recommendation The Analyst recommends a base budget of \$1,536,200 for the Administration of the Attorney General's Office.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
General Fund	\$1,905,100	\$1,515,400	\$1,515,400	
General Fund (1-time)	10,000			
Transfers	20,800	20,800	20,800	
Beginning Non-Lapsing	(323,000)	43,400		(\$43,400)
Closing Non-Lapsing	(4,900)			
Total	\$1,608,000	\$1,579,600	\$1,536,200	(\$43,400)

Summary The Administration coordinates and supervises the work of attorneys, directs prosecutorial efforts on a State level, and provides all central services for the office. These services include fiscal, budgetary, computer, facilities and personnel matters as well as acquisitions and other expenditures.

Performance Measures To measure the presence of the Attorney General's Office throughout the state the following information has been provided.

Attorney General Office Locations:

Logan	1
Brigham City	1
Ogden	1
Clearfield	1
Layton	1
Salt Lake	5
Provo	2
Price	1
Richfield	1
Roosevelt	1
Manti	1
Moab	1
Cedar City	1
St. George	1
Total	19

Computer Support	1 to 100
Personnel/Human Resources	1 to 397
Accounting/Purchasing	1 to 397

3.2 Public Advocacy

Recommendation The Analyst recommends a base budget of \$4,757,100 for the Public Advocacy program. Dedicated Credits are fees for services provided to other state agencies.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
General Fund	\$3,730,900	\$4,021,000	\$4,021,000	
Dedicated Credits	772,600	733,600	736,100	2,500
Total	\$4,503,500	\$4,754,600	\$4,757,100	\$2,500

Summary Public Advocacy consists of four divisions: Tax and Revenue, Criminal (including investigators), Environment and Consumer Rights. Unlike the State Counsel functions, this program focuses on regulatory functions and prosecutorial activities.

Performance Measures The attorneys of the **Tax and Revenue Division** provide support to the Tax Commission, Insurance Commission, Department of Financial Institutions, and state entities that issue bonds. They insure that Utah's monetary assets are defended against those who would avoid paying their fair share of taxes due. They also represent the agencies that regulate insurance companies and financial institutions. The Division also represents State entities issuing general obligations and revenue bonds to be certain amounts and conditions imposed by the Legislature are observed.

	1998	1997
Cases handled for the State Tax Commission	4,000	1,674
Approximate dollars at issue	\$ 231,000,000	\$262,000,000
Cases handled for the Insurance Commission	110	52
Cases handles for Financial Institutions	30	27
State Bonding Cases	16	15

The **Criminal Division** has extensive experience in criminal prosecution, with special expertise in homicide and public corruption cases. They investigate and prosecute crimes when county attorneys are disqualified or need additional resources. Additionally, they assist county attorneys throughout the state with other major prosecutions, and they review, investigate and respond to complaints and inquiries from law enforcement agencies, citizens, and legislators. The Division is staffed by prosecutors specializing in insurance fraud, narcotics enforcement, medicaid fraud, welfare fraud, criminal nonsupport and money laundering.

	1998	1997
General Prosecution		
Cases assisting County Attorney	400	415
Criminal complaints handled	300	325
Open criminal investigations	40	49
Criminal Non-support		
Cases filed	30	64
Child support collected	\$ 650,000	\$ 470,000
Court appearance	403	400
Convictions	41	39
Defendants sent to jail	20	9
Criminal Tax Prosecution		
Investigations	57	56
Criminal cases filed	12	5
Defendants sent to jail	7	1
Defendants sent to Prison	2	1

The **Environment Division** provides legal support to the Utah Department of Environmental Quality. The Division's objectives include protection of the Utah's environment against those who would pollute or otherwise destroy it. The Environment Division is also responsible for investigation of environmental crimes and coordination with local and federal law enforcement officials. Below are performance measures for the Environment Division.

	1997	1998
Cases in litigation at one time	N/A	20-25
Administrative cases average per year	N/A	40-45
Enforcement cases average per year	N/A	40
Criminal investigations	N/A	20-25

The attorneys of the **Consumer Rights Division** represent most of the divisions of the Department of Commerce. In addition, this division of the Attorney General's Office enforces antitrust laws and participates in multi-state anti-trust enforcement. Finally the division prosecutes securities, consumer, and other white collar fraud cases.

	1998	1997
Criminal cases being prosecuted	36	13
Number of Victims	70	2500
Losses	\$1,400,000	\$13,000,000
Licensing cases resolved	19	15
Court ordered restitution	\$1,700,000	NA

3.3 Water Rights Adjudication

Recommendation The Analyst recommends a budget of \$125,900 for Water Rights Adjudication.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
General Fund	\$112,900	\$125,900	\$125,900	
Closing Non-Lapsing	(14,500)			
Total	\$98,400	\$125,900	\$125,900	

Summary The Attorney General's Office is responsible for representing the State Engineer in the twelve general water rights adjudication actions currently pending on most of the major water drainage systems in the state. These adjudication actions are pending in several of the judicial districts in which those drainage systems are located. The program consists of two attorneys working full time with the State Engineer's Office on water rights adjudications. In addition, the two general fund attorneys in the Natural Resources Division are assigned to devote significant time to this effort. The program was set up two years ago by the Legislature to insure that at least two attorneys are working full time on these adjudications.

The water adjudication attorneys work with the State Engineer's staff in preparing recommendations to the various district courts of pending adjudication actions. Where disputes over those recommendations arise, the attorneys prepare answers and litigate or negotiate settlement of the various disputes.

The general adjudication process includes the various reserved water rights claims of the United States. Under federal law, these claims must be adjudicated in State court as part of the general adjudication process.

Performance Measures Water Rights Adjudication is actively involved in general water rights cases. Over the past year they have resolved 96 contested claims either through litigation or settlement.

3.4 Childrens Justice

Recommendation The Analyst recommends a budget of \$827,300 for Childrens Justice.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
General Fund	\$829,800	\$811,600	\$811,600	
Transfers	15,700	15,700	15,700	
Closing Non-Lapsing	(24,000)	-	-	
Total	\$821,500	\$827,300	\$827,300	

Summary

The Childrens Justice Division provides expertise and training on criminal prosecution of child abuse to prosecutors and investigators throughout the state who need technical or hands on assistance in investigating and prosecuting child abuse cases. The attorneys often act as co-counsel with local prosecutors on complex, multi-jurisdictional, or conflict of interest child abuse cases.

The staff is also responsible for the coordination of the Children's Justice Center program and serves as staff support to the State Advisory Board on Children's Justice. One division attorney provides domestic violence training throughout the state to prosecutors, law enforcement officials, DCFS employees and other professionals. This attorney also prepares and updates a domestic violence manual.

The Division employs forensic experts who investigate allegations of abuse or neglect committed by foster parents or other licensed providers. Division attorneys also draft legislation in the areas of child abuse, domestic violence and elder abuse.

Performance Measures

	1998	1997
Prosecutions - active cases	24	20
Investigations - active cases	40	58
Citizen complaints - cases closed	32	71
Consultations - cases closed	47	57

Forensic investigators investigated the following.

	1998	1997
Out of Home child care providers	70	NA
Foster Homes	69	NA
Licensed placements	31	NA
Miscellaneous	6	NA

3.5 Contract Attorneys

Recommendation The Analyst recommends a budget of \$250,000 for Contract Attorneys. Dedicated Credits are the result of fees for services charged to other State agencies.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
Dedicated Credits	\$227,000	\$250,000	\$250,000	
Beginning Non-Lapsing	22,000			
Total	\$249,000	\$250,000	\$250,000	

Summary This program is used to record the costs of outside contract attorneys used through the state. Agencies desiring outside counsel which is approved by the Attorney General have expenses paid from this fund and they must reimburse the fund in full.

3.6 State Counsel Agencies

Recommendation The Analyst recommends a budget of \$12,638,400 for State Counsel Agencies. The General Fund increase is the result of increased internal service fund rates. Dedicated Credits are the result of fees for services provided.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
General Fund	\$4,413,800	\$4,923,400	\$4,948,800	\$25,400
Dedicated Credits	7,199,500	7,355,200	7,377,900	22,700
Commerce Service Fund	281,800	281,800	282,600	800
Transfers	29,100	29,100	29,100	
Total	\$11,924,200	\$12,589,500	\$12,638,400	\$48,900

Summary There are six division within the State Counsel Section: Child and Family Support, Public Affairs, Education, Appeals, Natural Resources, and Litigation. The functions of this section involve advising state agencies and defending these agencies against pending litigation.

Performance Measures Child and Family Support provides assistance to the Office of Recovery Services. Funding for this section is provided by ORS who determines the appropriate level of attorney support. Below are the statistics which detail the potential revenue stream from collections. Collection efforts are also coordinated with the office of Debt Collections.

	1998	1997
Child support collections	\$99 Million	\$90 Million
Collections - entire Office of Recovery Services	\$ 121 Million	N/A
Outstanding court ordered dollars for Collection	\$427 Million	\$395 Million

The Public Affairs Section provides legal advice to 41 state agencies.

The Education Division provides legal counsel to the State Board of Regents and the nine state higher educational institutions, and also the State Board of Education and its various entities. The Division provides attorneys to handle legal issues such as civil rights, employment disputes, collection, contracts, torts, real property, copyright and patent, and compliance with state and federal statutory and regulatory requirements.

	1998	1997
Delinquent student loan accounts collected	\$8.4 Million	\$8.0 Million
Delinquent patient accounts collected University Hospital	\$2 Million	\$2 Million

The Appeals Division works to ensure that once a defendant is convicted of a crime, the conviction will be upheld and sentence served. The Criminal Appeals Division consults with and assists trial prosecutors throughout the state on a regular basis. The Division regularly participates in providing training to trial prosecutors, as well as police and probation officers. They have developed a computerized index of major Utah and U.S. Supreme Court cases which prosecutors throughout the State may use for research and reference.

Performance measures for the Division are found below.

	Jul-98	Jan-98
Felony and Postconviction Appeals	413	315
Felony Postconviction Trials Pending	49	44
Capital Appeals and Postconviction Trials	11	11

The Natural Resources division provides legal and litigation support to the Utah Department of Natural Resources. During the past year the division had 70 cases in litigation and approximately 45 administrative hearings

The Litigation Division defends the State, its agencies, school districts, and employees from lawsuits involving claims for damages. The Division handles employment discrimination, sexual harassment, civil rights, trust administration and accounting, state and federal constitutional claims, and personal injury and death suits

The Litigation Division defends lawsuits against state agencies and other governmental entities insured by the State Risk Management Fund. These cases typically involve civil rights, personnel matters and personal injury claims. The Division also acts as agency counsel for the Department of Corrections, the Board of Pardons and Risk Management.

	1997	1998
Risk management cases	380	350

3.7 Financial Crime Unit

Recommendation

The Analyst recommends a base budget of \$226,400. Transfers in the actual year were the result of a federal grant which lapsed in the estimated year. This funding was replaced with General Fund.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
General Fund	\$51,000	\$226,300	\$226,400	\$100
Transfers	156,000			
Beginning Non-Lapsing	900	800		(800)
Closing Non-Lapsing	(800)			
Total	\$180,400	\$227,100	\$226,400	(\$700)

Summary

The Attorney General Financial Crime/Money Laundering Unit was officially formed in July, 1994. Since that time the Unit has taken a leading role in the investigation and prosecution of financial crimes and money laundering cases. The Unit has examined money laundering cases in which the specified unlawful activity involved the sale of illegal drugs, investment fraud, security violations, prostitution, odometer rollback, antitrust, extortion, embezzlement, arson, medicaid violations, tax avoidance, welfare fraud, counterfeiting and theft.

3.8 Anti-Trust Prosecution

Recommendation

The Analyst recommends a base budget of \$102,000. The Analyst also recommends an increase of \$50,000 in anti-trust funding to allow the Division prosecute pending cases.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
Anti-Trust Revolving	\$50,000	\$101,700	\$102,000	\$300
Beginning Non-Lapsing		4,100		(4,100)
Closing Non-Lapsing	(4,100)			
Total	\$45,900	\$105,800	\$102,000	(\$3,800)

Summary

The Anti-Trust Act allows the Attorney General to pursue anti-trust cases. Funds in this revolving trust account are restricted for use in investigation and prosecution of antitrust litigation.

Anti-Trust Funding Increase

The Analyst recommends an increase of \$50,000 in anti-trust funding to allow the Division to deal with pending cases.

	FY 2000
Financing	Analyst
Anti-Trust Revolving	\$50,000
Total	\$50,000

Performance Measures

	1998
Cases being investigated	15
Cases settled	2
Amount recovered for the fund	\$410,000

3.9 Children's Justice Centers

Recommendation

The Analyst recommends a budget of \$1,633,700.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
General Fund	\$1,166,300	\$1,400,700	\$1,400,700	
Federal Funds	125,700	65,000	65,000	
Dedicated Credits	54,900	40,000	40,000	
Transfers	56,900	128,000	128,000	
Beginning Non-Lapsing		2,600		(\$2,600)
Closing Non-Lapsing	(2,600)			
Total	\$1,401,200	\$1,636,300	\$1,633,700	(\$2,600)

Summary

The Children's Justice Centers are homelike facilities that serve children who have been physically or sexually abused and who will be required to appear in court as witnesses against their abusers. A multi-disciplinary team coordinates the interview process and assesses the needs of the children and families for support services. The focus and function of the Children's Justice Centers is to coordinate all involved agencies to enhance communications and services for victims.

Performance Measures

	1998	1997
Interviews conducted at the centers	3,186	2,841
Multidisciplinary staffings	2,582	2,319
Children and families served by centers	10,627	7,835
Adult perpetrators	1,698	1,319
Juvenile perpetrators	973	858
Unknown perpetrators	1,121	518

3.10 Child Protection Division

Recommendation

The Analyst recommends a budget of \$3,878,500.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
General Fund	\$2,138,400	\$2,837,700	\$2,837,600	(\$100)
Dedicated Credits	990,100	1,040,000	1,040,900	900
Beginning Non-Lapsing	32,200	53,400		(53,400)
Closing Non-Lapsing	(53,400)			
Total	\$3,107,300	\$3,931,100	\$3,878,500	(\$52,600)

Summary

The Child Protection Division of the Attorney General's office is the result of the passage of House Bill 265 (The Child Welfare Reform Act.) Under the Child Welfare Reform Act, the Attorney General represents the Division of Family Services in abuse and neglect cases.

The Child Protection Division advises the Division of Family Services regarding a decision to remove a child from his or her home. The also represent DFS in all court and administrative proceedings related to child abuse, neglect and dependency.

Performance Measures

	1998	1997
Number of children removed	1,946	1,659
Number of shelter hearings attended	1,113	952
Number of 24-hour meeting attended	1,035	829
Number of verified petitions filed	1,365	1,137
Number of pre-trial attended	1,987	1,412
Number of adjudications/dispositions	1,276	1,096
Number of review hearing attended	3,551	3,047
Number of motion hearings	223	NA
Number of other hearings	283	NA
Number of case staffings	1,322	NA
Number of citizen review attended	90	NA
Number of parental terminations filed	193	196

3.11 Prosecution Council

Recommendation

The Analyst recommends a base budget of \$518,600.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
Public Safety Support	\$359,100	\$407,900	\$408,800	\$900
Transfers	135,900	35,000	35,000	
Beginning Non-Lapsing	196,100	171,400	74,800	(96,600)
Closing Non-Lapsing	(171,400)	(74,800)		74,800
Total	\$519,700	\$539,500	\$518,600	(\$20,900)

Summary

The Prosecution Council was created by legislative action in 1990. The statutory charge of the council is to "(a) provide training and continuing legal education for State and local prosecutors; (b) provide assistance to local prosecutors; and (c) as funds are available, provide reimbursement for unusual expenses related to prosecution for violations of State laws." As a result of the training and legal education requirements of the prosecution program, the caseload for the Council has increased significantly. The council is funded from the Public Safety Support Fund.

The Prosecution Council is not technically part of the Attorney General's office and it has a separate board of directors. However, it is housed with the Attorney General's office for budgeting, accounting support and day-to-day management supervision.

The Prosecution council provides other services for the state's prosecutors, including research assistance and a monthly newsletter. The Council also publishes manuals to be used by the state prosecutors.

The Council has contracted for and received a computerized case management system for prosecutors. The system has currently been installed in approximately 20 county and city prosecution offices. The program will allow automation of many prosecutorial functions, will allow the tracking of cases and parties, and will allow for the collection of prosecution statistics on a statewide basis.

**Performance
Measures**

Providing quality and relevant continuing legal education remains the Prosecution Councils primary function. To meet that responsibility it sponsors a variety of training opportunities. The following is a list of training conferences sponsored during FY 1998.

<u>Course Title</u>	<u>Attendance</u>
Annual Misdemeanor Prosecutors Assoc. Summer Conference	35
Homicide Conference	45
Annual Fall Prosecutor Training	110
Executive Prosecutors Seminar	35
"Drug Recognition Expert" Trial Advocacy Training	25
Asset Forfeiture Conference	75
Annual Spring Training Conference	175
Annual White Collar Crime Conference	150

3.12 Domestic Violence Protection**Recommendation**

The Analyst recommends a budget of \$59,700.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
GFR- Public Safety Support	\$58,100	\$59,600	\$59,700	\$100
Beginning Non-Lapsing	7,200	7,400		(7,400)
Closing Non-Lapsing	(7,400)			
Total	\$57,900	\$67,000	\$59,700	(\$7,300)

Summary

The Legislature provides funding to implement a program for the training of municipal and county prosecutors in the prosecution of domestic violence offenses. Responsibility for the administration of the training effort was given to the Attorney General. Funding for the program is .05% of the Criminal Fine Surcharge Account. Since 1991, Utah Prosecution Council has sponsored an annual, multi disciplinary Domestic Violence Conference at which prosecutors meet and confer with domestic violence professionals from other agencies.

	<u>Attendance</u>
Annual Domestic Violence Conference	200
Citizens trained in Domestic Violence prevention and detection	26,925
Police and Sheriff Leadership Trained	147

4.0 Tables: Attorney General

	FY 1996	FY 1997	FY 1998	FY 1999	FY 2000
Financing	Actual	Actual	Actual	Estimated	Analyst
General Fund	\$13,880,100	\$13,850,200	\$14,348,200	\$15,862,000	\$15,887,400
General Fund (1-time)			10,000		
Total General Fund	13,880,100	13,850,200	14,358,200	15,862,000	15,887,400
Federal Funds			125,700	65,000	65,000
Dedicated Credits	7,776,600	8,680,300	9,244,100	9,418,800	9,444,900
GFR- Commerce Service Fund	346,100	274,000	281,800	281,800	282,600
GFR- Public Safety Support	381,600	410,600	417,200	467,500	468,500
Anti-Trust Revolving	50,000	50,000	50,000	101,700	152,000
Consumer Trust Fund	70,000				
Local Revenues	74,200				
Prosecution Counsel Defense	407,500				
Transfers	138,800	618,800	414,400	228,600	228,600
Beginning Non-Lapsing	316,000	362,900	(64,600)	283,100	74,800
Closing Non-Lapsing	(362,900)	(350,600)	(283,100)	(74,800)	
Lapsing	(456,200)	(50,000)			
Total	\$22,621,800	\$23,846,200	\$24,543,700	\$26,633,700	\$26,603,800
Program					
Administration/Executive	\$2,338,200	\$1,785,300	\$1,608,000	\$1,579,600	\$1,536,200
Public Advocacy	4,091,700	4,399,100	4,503,500	4,754,600	4,757,100
Water Rights Adjudication	102,600	107,400	98,400	125,900	125,900
Childrens Justice	621,700	838,500	821,500	827,300	827,300
Contract Attorneys	365,900	420,300	249,000	250,000	250,000
State Counsel Agencies	10,490,000	11,330,500	11,924,200	12,589,500	12,638,400
Financial Crime Unit	166,700	180,400	207,100	227,100	226,400
Antitrust Prosecution	2,200	6,800	45,900	105,800	152,000
Children's Justice Centers	684,700	1,017,700	1,401,200	1,636,300	1,633,700
Child Protection Division	2,995,100	3,317,800	3,107,300	3,931,100	3,878,500
Prosecution Council	583,100	298,500	519,700	539,500	518,600
SANE	114,700	93,300			
Domestic Violence Protection	65,200	50,600	57,900	67,000	59,700
Total	\$22,621,800	\$23,846,200	\$24,543,700	\$26,633,700	\$26,603,800
FTE's	359.00	356.50	361.50	361.45	361.45

1.0 Treasurer**Summary**

The Treasurer is the Chief Investment Officer for the State and as such is authorized to invest State moneys at competitive market rates. The Treasurer's budget is divided into four different areas: Treasury and Investment, Financial Assistance, Money Management, and Unclaimed Property. The total budget recommendation for the State Treasurer is \$1,869,700.

Financial Summary

	FY 1999	FY 2000	Est/Analyst
Financing	Estimated	Analyst	Difference
General Fund	\$765,200	\$765,900	\$700
Dedicated Credits	184,800	184,800	
Unclaimed Property Trust	846,700	919,000	72,300
Beginning Non-Lapsing	73,700		(73,700)
Total	\$1,870,400	\$1,869,700	(\$700)
Programs			
Treasury and Investment	\$827,400	\$813,200	(\$14,200)
Unclaimed Property	905,500	919,000	13,500
Money Management	74,500	74,500	
Financial Assistance	63,000	63,000	
Total	\$1,870,400	\$1,869,700	(\$700)

2.0 State Treasurer

2.1 Unclaimed Property

The Analyst has included a building block of \$75,000 for increased costs resulting from the publication of the unclaimed property pamphlet. A supplemental of the same amount has also been included.

	FY 2000 Analyst
Financing	
Unclaimed Property Trust	<u>\$75,000</u>
Total	<u><u>\$75,000</u></u>

2.2 Intent Language

It is the intent of the Legislature that funding for the State Treasurer be non-lapsing.

3.1 Treasury and Investment

Recommendation The Analyst recommends a budget of \$813,200. Dedicated credits are the result of fees for services provided.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
General Fund	\$664,500	\$690,700	\$691,400	\$700
Dedicated Credits	138,000	121,800	121,800	
Beginning Non-Lapsing	107,400	14,900		(14,900)
Closing Non-Lapsing	(500)			
Total	\$909,400	\$827,400	\$813,200	(\$14,200)

Summary The State Treasurer serves as the custodian of bonds, warrants, securities, and all State monies. In this capacity the Treasurer's Office serves as a depository for state funds. This involves the safekeeping, accounting, and investing of these funds.

Funds are invested at competitive market rates in bank certificates of deposit, commercial paper and other corporate obligations, notes and bonds of the United States and its agencies, housing authorities, Utah municipalities, and money market or mutual funds. The average investment rate for the past five years for the Public Treasurer's investment fund has been approximately 5.0 percent.

3.2 Unclaimed Property

Recommendation The Analyst recommends a base budget of \$844,000. The Analyst has also included a building block of \$75,000 for increased costs resulting from the publication of the unclaimed property pamphlet.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
Unclaimed Property Trust	\$903,200	\$846,700	\$844,000	(\$2,700)
Beginning Non-Lapsing		58,800		(58,800)
Closing Non-Lapsing	(58,800)			
Total	\$844,400	\$905,500	\$844,000	(\$61,500)

Summary The Unclaimed Property Division is responsible for the disposition of unclaimed property of a variety of types. The costs of administering the fund are paid from the fund. Unclaimed property is deposited into the Uniform School Fund.

Performance Measures Below is a list comparing the expenditures for the Unclaimed Property Section compared to the total money reverting to the Uniform School Fund:

Year	Deposits	Expenditures
1993	\$2,067,692	\$582,382
1994	\$3,828,725	\$551,244
1995	\$4,390,781	\$735,209
1996	\$8,434,953	\$562,072
1997	\$4,818,521	\$706,062
1998	\$7,053,789	\$844,400

3.3 Money Management

Recommendation The Analyst recommends a base budget of \$74,500.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
General Fund	\$72,600	\$74,500	\$74,500	
Closing Non-Lapsing	(14,400)			
Total	\$58,200	\$74,500	\$74,500	

Summary The Utah Money Management Council is responsible for the oversight of the investments made by all Utah Public Treasurers. This involves dealing with over 500 public treasurers of varying professional skill levels. Additionally, the Council must affirm the trustworthiness of more than 60 financial institutions which hold public funds.

3.4 Financial Assistance

Recommendation The Analyst recommends a base budget of \$63,000.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
Dedicated Credits		\$63,000	\$63,000	
Total		\$63,000	\$63,000	

Summary The Financial Assistance section evaluates proposals for water and other infrastructure development submitted to the Community Impact Board, the Board of Water Resources, the Water Pollution Control Committee and the Safe Drinking Water Committee. The proposals are prioritized and a standardized response is made. The position is funded by the boards which utilize the service.

4.0 Tables: State Treasurer

	FY 1996	FY 1997	FY 1998	FY 1999	FY 2000
Financing	Actual	Actual	Actual	Estimated	Analyst
General Fund	\$689,700	\$737,100	\$737,100	\$765,200	\$765,900
Dedicated Credits	121,800	129,500	138,000	184,800	184,800
Unclaimed Property Trust	797,500	768,100	982,700	846,700	919,000
Beginning Non-Lapsing			107,400	73,700	
Closing Non-Lapsing		(107,400)	(73,700)		
Lapsing	(267,400)				
Total	\$1,341,600	\$1,533,600	\$1,891,500	\$1,870,400	\$1,869,700
Programs					
Treasury and Investment	\$719,400	\$694,400	\$909,400	\$827,400	\$813,200
Unclaimed Property	562,100	768,100	923,900	905,500	919,000
Money Management	60,100	71,100	58,200	74,500	74,500
Financial Assistance				63,000	63,000
Total	\$1,341,600	\$1,533,600	\$1,891,500	\$1,870,400	\$1,869,700
FTE's	24.75	24.75	24.50	24.50	24.50

1.0 State Auditor**Summary**

The State Auditor ensures fiscal compliance in State Government. To meet this mandate the Auditor conducts financial audits of State agencies. The Auditor also provides consulting services to several local entities. The total budget recommendation for the State Auditor is \$3,082,300. The increased General Fund is the result of an adjustment for internal service fund rate increases.

Financial Summary

	FY 1999 Estimated	FY 2000 Analyst	Est/Analyst Difference
Financing			
General Fund	\$2,526,900	\$2,530,000	\$3,100
Dedicated Credits	559,200	552,300	(6,900)
Beginning Non-Lapsing	215,000		(215,000)
Total	\$3,301,100	\$3,082,300	(\$218,800)
Programs			
Administration	\$274,400	\$243,400	(\$31,000)
Auditing	2,677,700	2,490,500	(187,200)
Local Government	349,000	348,400	(600)
Total	\$3,301,100	\$3,082,300	(\$218,800)

2.0 State Auditor

2.1 Intent Statement It is the intent of the Legislature that funding for the State Auditor be non-lapsing.

3.1 Administration

Recommendation The Analyst recommends a budget of \$243,400 for Administration.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
General Fund	\$211,600	\$229,100	\$243,400	\$14,300
Beginning Non-Lapsing	416,900	215,000		(215,000)
Closing Non-Lapsing	(21,100)	(169,700)		169,700
Total	\$607,400	\$274,400	\$243,400	(\$31,000)

Summary The mission of the State Auditor is to assure financial accountability in State Government and to assist State agencies and local entities in maintaining proper internal controls and fiscal compliance with the laws of Utah.

3.2 Auditing

Recommendation The Analyst recommends a budget of \$2,490,500. The General Fund reduction is a result of a shift in General Fund to other programs within the Office.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
General Fund	\$1,917,600	\$1,969,800	\$1,943,400	(\$26,400)
Dedicated Credits	584,400	554,200	547,100	(7,100)
Closing Non-Lapsing	(219,200)	153,700	-	(153,700)
Total	\$2,282,800	\$2,677,700	\$2,490,500	(\$187,200)

Summary The Auditing Division section is responsible for the Single Audit required by the federal government and for statutorily required audits of state agencies. To complete the requirements of the single audit the State Auditor contracts with private CPA firms in addition to their regular staff.

The Single Audit involves an assessment of all federal funds expended on an entity-wide basis. The Auditing section determines whether or not the funds were spent in accordance with federal laws and regulations. Weaknesses in spending practices are included in the Findings and Recommendations of the Single Audit. Costs of the Audit whenever possible are assessed back to the agencies and received as dedicated credit revenues by the State Auditor.

Performance Measures

Over the past year the Auditing Section completed 38 audits or investigations of agencies that do not receive direct audit coverage by statutorily required audits. Ten more audits or investigations are in process at year end. These audits and investigations resulted in an additional 30 reports with 239 findings and recommendations issued to state agencies, colleges and universities.

The Section completed 23 investigations of citizen complaints during the prior fiscal year and has eight more in process at year end.

The Auditing Division completed all statutorily required financial and federally mandated compliance audits in a timely manner. These audits resulted in 34 reports with 138 findings and recommendations issued to State agencies, colleges, and universities.

3.3 Local Government

Recommendation The Analyst recommends a budget of \$348,400. Dedicated Credits are the result of assessments charged to other State agencies for services provided.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
General Fund	\$299,800	\$328,000	\$343,200	\$15,200
Dedicated Credits	5,200	5,000	5,200	200
Closing Non-Lapsing	25,300	16,000	-	(16,000)
Total	\$330,300	\$349,000	\$348,400	(\$600)

Summary The Local Government Division provides consulting services, budget forms, and uniform accounting services to local governments. The division reviews the budgets of local entities to ensure compliance with legal requirements of accounting and budget preparation. In addition to their financial accounting responsibilities, the division annually sponsors a regional training seminar for local officials.

Performance Measures The Local Government Division provided training to CPAs and local government accountants to help improve local government accounting, reporting, and auditing. They also continued reviews of working papers of CPA firms performing local governmental audits, observing that audits are improving significantly in many cases.

4.0 Tables: State Auditor

	FY 1996	FY 1997	FY 1998	FY 1999	FY 2000
Financing	Actual	Actual	Actual	Estimated	Analyst
General Fund	\$2,268,800	\$2,356,200	\$2,429,000	\$2,526,900	\$2,530,000
Dedicated Credits	530,700	552,400	589,600	559,200	552,300
Beginning Non-Lapsing	19,800	253,700	416,900	215,000	
Closing Non-Lapsing	(253,700)	(416,800)	(215,000)		
Total	\$2,565,600	\$2,745,500	\$3,220,500	\$3,301,100	\$3,082,300
Programs					
Administration	\$211,100	\$210,500	\$607,400	\$274,400	\$243,400
Auditing	2,079,400	2,237,400	2,282,800	2,677,700	2,490,500
Local Government	275,100	297,600	330,300	349,000	348,400
Total	\$2,565,600	\$2,745,500	\$3,220,500	\$3,301,100	\$3,082,300
FTE's	42.00	47.00	47.00	47.00	47.00

1.0 Utah Commission on Criminal and Juvenile Justice

Summary

The State Commission on Criminal and Juvenile Justice was created by the 1983 Legislature. This Commission reports directly to the Governor. It is designed to "promote broad philosophical agreement concerning the objectives of the criminal and juvenile justice system in Utah and to provide a mechanism for coordinating the functions of the various branches and levels of government concerned with criminal and juvenile justice to achieve those objectives." The Analyst recommends a total budget for the Commission of \$17,849,100.

Financial Summary

	FY 1999 Estimated	FY 2000 Analyst	Est/Analyst Difference
Financing			
General Fund	\$1,266,000	\$1,266,700	\$700
Federal Funds	13,481,700	15,829,400	2,347,700
Dedicated Credits	51,300	60,000	8,700
Crime Victim Reparation Trust	690,100	693,700	3,600
Beginning Non-Lapsing	232,300		(232,300)
Total	\$15,721,400	\$17,849,800	\$2,128,400
Programs			
Commission	\$11,394,800	\$12,953,900	\$1,559,100
Substance Abuse Anti-Violence	263,100	219,300	(43,800)
Sentencing Commission	271,800	232,700	(39,100)
Crime Victim Reparation	3,544,000	4,188,000	644,000
Extraditions	247,700	255,900	8,200
Total	\$15,721,400	\$17,849,800	\$2,128,400

2.0 Utah Commission on Criminal and Juvenile Justice

2.1 Intent Statement It is the intent of the Legislature that funding for the Utah Commission on Criminal and Juvenile Justice be non-lapsing.

3.1 Commission on Criminal and Juvenile Justice

Recommendation The Analyst recommends a base budget for the Commission of \$12,953,900. Federal fund increases in FY 2000 are the result of increases in three grants. First the Violent Offender Incarceration/Truth in Sentencing Grant which is used for prison construction and jail construction. Second the Victims Assistance Grant has been increasing. Finally, the drug grants have increased allocations because of the continued emphasis on the issue nationally. Federal funds for the commission are actually passed through to other state and local agencies in the form of transfers. In addition the Commission has established a \$2,800,000 million trust account to implement the new Juvenile Justice Accountability Block Grant.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
General Fund	\$493,400	\$591,600	\$598,800	\$7,200
Federal Funds	7,020,100	10,714,500	12,355,100	1,640,600
Beginning Non-Lapsing	182,300	88,700		(88,700)
Closing Non-Lapsing	(1,300)			
Total	\$7,694,500	\$11,394,800	\$12,953,900	\$1,559,100

Summary The State Commission on Criminal and Juvenile Justice was created by the 1983 Legislature. This Commission reports directly to the Governor. It is designed to "promote broad philosophical agreement concerning the objectives of the criminal and juvenile justice system in Utah and to provide a mechanism for coordinating the functions of the various branches and levels of government concerned with criminal and juvenile justice to achieve those objectives."

Federal Drug Funds In response to the Anti-Drug Abuse Act of 1986, Governor Norman H. Bangerter designated the Commission on Criminal and Juvenile Justice (UCCJJ) as the Utah Agency responsible for coordinating and administering the Drug Control and System Improvement Formula Grant Program. Utah's funding allocations for the past ten years follow:

1990	\$ 3,297,000
1991	\$ 3,530,000
1992	\$ 3,546,000
1993	\$ 3,580,000
1994	\$ 3,160,000
1995	\$ 3,913,800
1996	\$ 4,165,000
1997	\$ 4,376,000
1998	\$ 4,491,000
1999	\$ 4,562,000

3.2 Substance Abuse and Anti-Violence

Recommendation The Analyst recommends a base budget for the Substance Abuse/Anti-Violence section of \$219,300. The General Fund decrease is the result of a shift in resources to other sections of the Office.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
General Fund	\$340,100	\$225,300	\$219,300	(\$6,000)
Beginning Non-Lapsing		37,800		(37,800)
Closing Non-Lapsing	(132,400)			
Total	\$207,700	\$263,100	\$219,300	(\$43,800)

Summary The Utah Substance Abuse and Anti-Violence Coordinating Council was established by the 1990 Utah Legislature. The Council consists of a 26-member executive body and four committees targeting justice, judiciary, prevention, and treatment. The mission of the USAAV Coordinating Council is to provide a unified voice for the establishment of a comprehensive strategy to combat substance abuse, illegal drug activity and violence.

The Legislature provided an initial \$50,000 for gang suppression in the Supplemental Appropriations Act of 1993 (Senate Bill 212, item 3). This was augmented by an additional \$100,000 in the 2nd Special Session (House Bill 13, item 2). These funds were to be used to promote local gang suppression activities throughout the state.

Performance Measures The Gang Suppression and Community Coordination Grant Program awarded \$111,400 in grants to 12 programs in Fiscal Year 1998-99.

In collaboration with Safe Homes, Schools and Communities Coalition, the USAAV Council participated in the planning and implementation of a Safe Homes, Schools and Communities Summit.

3.3 Sentencing Commission

Recommendation The Analyst recommends a base budget for the Sentencing Commission of \$232,700. Non-lapsing balances are committed to the assessment of the new juvenile sentencing guidelines.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
General Fund	\$229,800	\$232,700	\$232,700	
Beginning Non-Lapsing		39,100		(\$39,100)
Closing Non-Lapsing	(31,900)			
Total	\$197,900	\$271,800	\$232,700	(\$39,100)

Summary The Sentencing Commission was created by the Legislature in the 1993 General Session (Senate Bill 127) with the following purpose:

"To develop and propose recommendations to the Legislature, the Governor, and the Judicial Council about adult offenders to:

1. respond to public comment;
2. relate sentencing practices and correctional resources;
3. increase equity in criminal sentencing;
4. better define responsibility in criminal sentencing;
5. enhance the discretion of sentencing judges while preserving the role of the Board of Pardons."

The Commission was funded at \$225,000 (HB 337) for the first year of operations.

House Bill 30, 1994 General Session added members and the responsibility to review: the youth sentencing to the Commission. The composition of the Commission at this time is 27 members.

3.4 Crime Victim Reparations

Recommendation The Analyst recommends a base budget for the Crime Victim Reparations of \$4,188,000.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
Federal Funds	\$2,552,100	\$2,767,200	\$3,474,300	\$707,100
Dedicated Credits	21,700	20,000	20,000	
Crime Victim Reparation	643,900	690,100	693,700	3,600
Beginning Non-Lapsing	70,800	66,700		(66,700)
Closing Non-Lapsing	(66,700)			
Total	\$3,221,800	\$3,544,000	\$4,188,000	\$644,000

Summary The Crime Victim Reparations Program was created in 1986 to help compensate victims of violent crime. Approximately \$45.7 million dollars have been awarded through compensation and victim services grants during this time period. The Office of Crime Victim Reparations provides compensation to victims of violent crime and administers and monitors Victim of Crime Act Compensation and Assistance grants.

The Office is responsible for administering the Crime Victim Reparations Trust Fund under guidelines established both by Statute and the Crime Victim Reparations Board.

No state tax dollars are used to fund the Crime Victim Reparation Program. Expenditures from the Trust Fund include reparations for victims and administrative costs for the Crime Victim Reparation office as appropriated by the Legislature.

The Victim of Crime Act (VOCA) provides for imposed costs to be levied on offenders of federal crimes. State compensation programs that comply with the Victims of Crime Act guidelines are eligible to receive up to 40 percent of all awards made to victims during the federal fiscal year.

Performance Measures The CVR office administered \$3,700,000 in victim assistance funding from the Department of Justice Office for Victims of Crime.

Over a period of 12 years approximately \$45,700,000 has been awarded in compensation and service grants to victims.

3.5 Extraditions

Recommendation The Analyst recommends a base budget for Extraditions of \$255,900.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
General Fund	\$174,500	\$216,400	\$215,900	(\$500)
Dedicated Credits	40,100	31,300	40,000	8,700
Beginning Non-Lapsing	32,900	-	-	
Total	\$247,500	\$247,700	\$255,900	\$8,200

Summary This program is responsible for paying the travel related costs of prisoner extradition from other states and countries to Utah. Such payments are authorized under the Utah Code and typically include travel, lodging, and meals for the officers and the prisoner. The officer's salaries are paid by the jurisdiction requesting the extradition.

4.0 Tables: Utah Commission on Criminal and Juvenile Justice

	FY 1996	FY 1997	FY 1998	FY 1999	FY 2000
Financing	Actual	Actual	Actual	Estimated	Analyst
General Fund	\$1,168,600	\$1,274,200	\$1,237,800	\$1,266,000	\$1,266,700
Federal Funds	5,578,900	7,527,800	9,572,200	13,481,700	15,829,400
Dedicated Credits	33,900	43,100	61,800	51,300	60,000
GFR- Anti Violence	9,000				
Crime Victim Reparation Trust	593,200	608,500	643,900	690,100	693,700
Beginning Non-Lapsing	70,700	156,700	286,000	232,300	
Closing Non-Lapsing	(156,700)	(286,000)	(232,300)		
Lapsing	(137,500)				
Total	\$7,160,100	\$9,324,300	\$11,569,400	\$15,721,400	\$17,849,800
Programs					
Commission	\$5,240,900	\$6,438,000	\$7,694,500	\$11,394,800	\$12,953,900
Substance Abuse/Anti-Violence	256,100	273,700	207,700	263,100	219,300
Sentencing Commission	160,000	209,700	197,900	271,800	232,700
Crime Victims Reparation	1,382,600	2,171,200	3,221,800	3,544,000	4,188,000
Extraditions	120,500	231,700	247,500	247,700	255,900
Total	\$7,160,100	\$9,324,300	\$11,569,400	\$15,721,400	\$17,849,800
FTE's	26.15	25.25	28.60	29.85	30.05

4.1 Federal Funds

Source Program	FY 1998 Actual	FY 1999 Estimated	FY 2000 Analyst
Department of Justice Juvenile Justice (3030)	\$1,197,600	\$797,200	\$1,184,200
Department of Justice Drug Control Grants (3029)	4,754,100	4,314,100	4,707,800
Department of Justice Justice Statistics (3032)	396,000	850,400	680,700
Department of Justice Violence Against Women (3034)	1,100,900	1,200,000	1,324,300
Department of Justice Miscellaneous (3036)	401,300	1,058,800	913,800
Department of Justice Victim Assistance (3031)	1,451,200	1,567,200	2,150,000
Department of Justice VOITIS (3035)	271,100	3,694,000	4,868,600
Total	\$9,572,200	\$13,481,700	\$15,829,400

1.0 Governor's Office

Summary

The Governor's Office is the Executive arm of State government. Under the label of the "Governor's Office" are the programs and budgets of the Governor's personal staff and statewide oversight and service functions relative to planning and budget. The total budget recommendation for the Governor's Office is \$3,185,200.

Financial Summary

	FY 1999	FY 2000	Est/Analyst
Financing	Estimated	Analyst	Difference
General Fund	\$2,969,700	\$2,976,200	\$6,500
General Fund (1-time)	152,000		(152,000)
Dedicated Credits	83,800	82,000	(1,800)
Transfers	23,000	23,000	
Beginning Non-Lapsing	862,300	104,000	(758,300)
Closing Non-Lapsing	(104,000)		104,000
Total	\$3,986,800	\$3,185,200	(\$801,600)
Programs			
Administration	\$2,042,500	\$1,643,700	(\$398,800)
Residence	263,400	263,400	
Washington Office	212,400	212,400	
Women and Families	96,400	85,200	(11,200)
Motor Voter	816,500	751,500	(65,000)
Task Forces	149,600	75,000	(74,600)
Constitutional Defense Fund	50,000	50,000	
Elections	252,000		(252,000)
Emergency Fund	104,000	104,000	
Total	\$3,986,800	\$3,185,200	(\$801,600)

2.0 Governor's Office

2.1 Western States Primary

There is a request by the agency for \$500,000 in General Fund to fund the Western States Primary. The Analyst recommends that this funding be considered as part of the bill establishing the statutory authority to hold the election.

2.2 Intent Language

It is the intent of the Legislature that funding for the Governor's Office be non-lapsing.

It is the intent of the Legislature that funding for the Governor's Commission on Women and Families be non-lapsing.

It is the intent of the Legislature that funds placed in the Emergency Fund be non-lapsing.

3.1 Administration

Recommendation The Analyst recommends a base budget of \$1,643,700 for the Governor's Administration. The Analyst recommends using \$100,000 of the beginning non-lapsing balances in FY 1999 to replenish the emergency fund.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
General Fund	\$1,614,300	\$1,635,400	\$1,641,700	\$6,300
Dedicated Credits	1,600	3,800	2,000	(1,800)
Beginning Non-Lapsing	943,600	507,300		(507,300)
Closing Non-Lapsing	(496,900)	(104,000)		104,000
Total	<u>\$2,062,600</u>	<u>\$2,042,500</u>	<u>\$1,643,700</u>	<u>(\$398,800)</u>

Summary The Administrative Section of the Governor's Office is responsible for the coordination and development of policy and state issues that are of concern to the Governor.

3.2 Residence

Recommendation The Analyst recommends a base budget of \$263,400 for the Governor's Residence.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
General Fund	\$258,400	\$263,400	\$263,400	
Closing Non-Lapsing	(3,200)	-	-	
Total	<u>\$255,200</u>	<u>\$263,400</u>	<u>\$263,400</u>	

Summary The Residence section of the budget includes funding for the Governor's Mansion and staff support for the First Lady of Utah.

3.3 Washington Office

Recommendation The Analyst recommends a base budget of \$212,400 for the Governor's Washington Office. Transfers consist of payments by other state agencies for services provided.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
General Fund	\$162,300	\$189,400	\$189,400	
Transfers	23,000	23,000	23,000	
Beginning Non-Lapsing	22,200			
Closing Non-Lapsing	(100)			
Total	\$207,400	\$212,400	\$212,400	

Summary The purpose of the Washington Office is to promote and facilitate intergovernmental actions at the State/federal level. The Office serves as a liaison resource between the State and federal, executive and legislative branches in Washington D.C.

3.4 Commission for Women and Families

Recommendation The Analyst recommends a base budget of \$85,200 for the Governor's Commission for Women and Families. Dedicated Credit revenues are a result of sales of publications.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
General Fund	\$77,700	\$80,000	\$80,200	\$200
Dedicated Credits	300	5,000	5,000	
Beginning Non-Lapsing		11,400		(11,400)
Closing Non-Lapsing	(11,400)			
Total	\$66,600	\$96,400	\$85,200	(\$11,200)

Summary The Commission for Women and Families actively publishes information about issues in which women have a unique or particular interest. The original Commission on the Status of Women was established in 1964. Statutory authority was provided in 1973.

3.5 Motor Voter

Recommendation The Analyst recommends a base budget of \$751,500 for the Motor Voter program.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
General Fund	\$742,600	\$751,500	\$751,500	
Transfers	400			
Beginning Non-Lapsing		65,000		(65,000)
Closing Non-Lapsing	(165,000)			
Total	\$578,000	\$816,500	\$751,500	(\$65,000)

Summary The federal government passed the Motor Voter Act which requires states to set up election sites where motor vehicles are registered. The Governor's Office, as the election office provides the public with voter registration information at these state owned or occupied facilities.

3.6 Task Forces

Recommendation The Analyst recommends a base budget of \$75,000 for the Task Forces in the Governor's Office. These funds will be generated through private contributions and result in Dedicated Credits revenue.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
General Fund	\$26,000		-	
Federal Funds	45,000		-	
Dedicated Credits	67,600	\$75,000	\$75,000	
Transfers	31,000			
Beginning Non-Lapsing		74,600		(\$74,600)
Closing Non-Lapsing	(75,300)			
Total	\$94,300	\$149,600	\$75,000	(\$74,600)

Summary The Task Force Section is utilized to focus on special issues that are of concern to the Governor.

3.7 Constitutional Defense Council

Recommendation The Analyst recommends a base budget for the Constitutional Defense Fund of \$50,000.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
General Fund	\$50,000	\$50,000	\$50,000	
Closing Non-Lapsing	(6,400)			
Total	\$43,600	\$50,000	\$50,000	

Summary Funding for the Constitutional Defense Council is used for legal resources required to defend the State in challenges against federal mandates.

3.8 Elections

Recommendation There is no base for the Elections Program. There is a request by the agency for \$500,000 in General Fund to fund the Western States Primary. The Analyst recommends that this funding be considered as part of the bill establishing the statutory authority to hold the election.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
General Fund (1-time)	-	\$152,000	-	(\$152,000)
Beginning Non-Lapsing	-	100,000	-	(100,000)
Total	-	\$252,000	-	(\$252,000)

Summary The Elections section is utilized to print the voter information pamphlet and fund other elections year requirements.

3.9 Emergency Fund

Recommendation The Analyst recommends \$104,000 in non-lapsing balances for the Emergency Fund.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
Beginning Non-Lapsing	\$104,000	\$104,000	\$104,000	
Closing Non-Lapsing	(104,000)			
Total		\$104,000	\$104,000	

Summary Authorization for expenditures from the Emergency Fund are found in 63-38-10, Utah Code Annotated, 1953.

4.0 Tables: Governor's Office

	FY 1996	FY 1997	FY 1998	FY 1999	FY 2000
Financing	Actual	Actual	Actual	Estimated	Analyst
General Fund	\$2,837,900	\$2,903,000	\$2,931,300	\$2,969,700	\$2,976,200
General Fund (1-time)		305,400		152,000	
Total General Fund	2,837,900	3,208,400	2,931,300	3,121,700	2,976,200
Federal Funds			45,000		
Dedicated Credits	10,500	44,100	69,500	83,800	82,000
Transfers	101,700	202,700	54,400	23,000	23,000
Beginning Non-Lapsing	38,400	648,500	1,069,800	862,300	104,000
Closing Non-Lapsing	(648,500)	(1,069,800)	(862,300)	(104,000)	
Lapsing	(97,200)	(23,800)			
Total	\$2,242,800	\$3,010,100	\$3,307,700	\$3,986,800	\$3,185,200
Programs					
Administration	\$1,514,500	\$1,665,100	\$2,062,600	\$2,042,500	\$1,643,700
Residence	183,000	252,900	255,200	263,400	263,400
Washington Office	170,800	195,500	207,400	212,400	212,400
Women and Families	57,000	105,400	66,600	96,400	85,200
Motor Voter	217,000	231,300	578,000	816,500	751,500
Task Forces	50,500	246,600	94,300	149,600	75,000
Constitutional Defense Fund	50,000	50,000	43,600	50,000	50,000
Elections		243,800		252,000	
Emergency Fund				104,000	104,000
Mansion Open House		19,500			
Total	\$2,242,800	\$3,010,100	\$3,307,700	\$3,986,800	\$3,185,200
FTE's	27.10	29.30	28.60	28.85	28.85

1.0 Office of Planning and Budget

Recommendation The Office of Planning and Budget is organized to provide both advisory and global information to the Governor and other State agencies. The total budget recommendation for the Office of Planning and Budget is \$4,477,900.

Financial Summary

	FY 1999	FY 2000	Est/Analyst
Financing	Estimated	Analyst	Difference
General Fund	\$2,934,800	\$2,998,700	\$63,900
General Fund (1-time)	235,000		(235,000)
Total General Fund	3,169,800	2,998,700	(171,100)
Federal Funds	244,100	161,500	(82,600)
Dedicated Credits	233,000	194,000	(39,000)
Olympic Special Revenue	161,100	161,800	700
Transfers	957,300	961,900	4,600
Beginning Non-Lapsing	269,000		(269,000)
Total	\$5,034,300	\$4,477,900	(\$556,400)
Programs			
Administration	\$754,400	\$706,200	(\$48,200)
Science and Technology	335,800	264,400	(71,400)
LAN Team	988,800	1,003,300	14,500
Planning and Budget	722,600	755,800	33,200
Demographic and Economic	849,300	694,900	(154,400)
Resource, Planning & Legal	433,700	391,500	(42,200)
State and Local	949,700	661,800	(287,900)
Total	\$5,034,300	\$4,477,900	(\$556,400)

2.0 Office of Planning and Budget

2.2 Intent Language It is the intent of the Legislature that funding for the Office of Planning and Budget be non-lapsing.

3.1 Administration

Recommendation The Analyst recommends a base budget of \$706,200.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
General Fund	\$461,200	\$529,400	\$533,300	\$3,900
Dedicated Credits	300	1,000	1,000	
Olympic Special Revenue	123,900	161,100	161,800	700
Transfers	70,300	10,100	10,100	
Beginning Non-Lapsing	125,800	52,800		(52,800)
Closing Non-Lapsing	(146,600)			
Total	\$634,900	\$754,400	\$706,200	(\$48,200)

Summary

The Administrative Support Program provides accounting, technical, and clerical support to the office. The duties of this program include personnel management, internal budget development, travel arrangements, program development and other support functions as necessary.

3.2 Science and Technology

Recommendation The Analyst recommends a base budget of \$264,400. Dedicated Credits are the result of private contributions.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
General Fund	\$45,000	\$62,900	\$62,900	
Federal Funds	4,600		-	
Dedicated Credits	196,800	150,000	150,000	
Transfers	79,400	122,900	51,500	(\$71,400)
Closing Non-Lapsing	(4,000)			
Total	\$321,800	\$335,800	\$264,400	(\$71,400)

Summary The Science and Technology program was created in 1973. The State Science Advisor serves as Executive Secretary to the Advisory Council on Science and Technology. The Advisor also acts as counsel to the Governor on matters of science and technology.

3.3 Information Technology

Recommendation The Analyst recommends a base budget of \$1,003,300. Transfers are from the Department of Administrative Services for the Chief Information Officer and his staff.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
General Fund	\$530,200	\$690,100	\$684,300	(\$5,800)
Transfers	13,400	298,700	319,000	20,300
Beginning Non-Lapsing	83,200		-	
Total	\$626,800	\$988,800	\$1,003,300	\$14,500

Summary This section houses the LAN team for the Governor's Office. The duties of this department revolve around all aspects of computer use and related communications technologies. This section also houses the Chief Information Officer for the State and his staff.

3.4 Planning and Budget

Recommendation The Analyst recommends a base budget of \$755,800. The General Fund increase is a result of a reallocation of existing resources within the Office of Planning and Budget.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
General Fund	\$705,000	\$722,600	\$745,000	\$22,400
Transfers			10,800	10,800
Closing Non-Lapsing	(700)		-	
Total	\$704,300	\$722,600	\$755,800	\$33,200

Summary The Planning and Budget Analysis Program is responsible for development and presentation of the Governor's budget recommendations. Analysts in this section compare each budget against priorities set by the Governor in an attempt to address both State and local concerns. Budget analysts also participate in agency hearings during the appropriations process, trace agency sponsored legislation, and review each appropriations bill prior to the Governor signing.

3.5 Demographic and Economic

Recommendation The Analyst recommends a base budget of \$694,900 for the Demographic and Economic Section. The General Fund decrease is the result of a shift in funds internally.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
General Fund	\$492,400	\$525,500	\$503,100	(\$22,400)
Federal Funds	60,900	90,400	50,000	(40,400)
Dedicated Credits	24,700	43,000	43,000	
Transfers	167,000	89,200	98,800	9,600
Beginning Non-Lapsing		101,200		(101,200)
Closing Non-Lapsing	(1,200)			
Total	\$743,800	\$849,300	\$694,900	(\$154,400)

Summary The Demographic and Economic section of OPB has several responsibilities, including baseline population and employment projections, socio economic impact projections, census data retention and dissemination, fiscal impact analysis, revenue projections, and other special projects as assigned. The section focuses efforts on providing concerned entities with an economic perspective of issues facing the State.

Performance Measures The Demographic and Economic Section published the following reports and projects over the past year:

- The Economic Report to the Governor 1999
- The Utah Data Guide
- The Utah Ski Database
- The Quality Growth Initiative Project
- The Utah State and Local Government Fiscal Impact Model
- 2002 Winter Games: Economic, Demographic and Fiscal Impacts
- 2002 Winter Games: Estimated Local Government Olympic Revenue
- QGET Data Book

3.6 Resource, Planning and Legal

Recommendation The Analyst recommends a base budget of \$391,500 for the Resource, Planning and Legal Section. The Federal fund decrease is due to a reduction in funding from the Environmental Protection Agency for Wetland mitigation.

	FY 1998	FY 1999	FY 2000	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
General Fund	\$258,800	\$262,000	\$262,000	
Federal Funds	113,100	153,700	111,500	(\$42,200)
Transfers	37,600	18,000	18,000	
Closing Non-Lapsing	(900)			
Total	\$408,600	\$433,700	\$391,500	(\$42,200)

Summary The Resource, Planning and Legal personnel review and comment on federally funded programs or federal development activities within the State. Such programs are reviewed for consistency, possible impact, duplications, and conflicts with legislative intent. Under this section there is also the State Resource Development Coordinating Committee (RDCC) which reviews technical and policy decisions that cross departmental boundaries and governmental levels.

3.7 State and Local Planning

Recommendation The Analyst recommends a base budget of \$661,800 for the State and Local Planning Section. The General Fund has been decreased for this section due to the lapsing of a one-time appropriation in FY 1999.

	FY 1998	FY 1999	FY 1999	Est/Analyst
Financing	Actual	Estimated	Analyst	Difference
General Fund	\$140,500	\$142,300	\$208,100	\$65,800
General Fund (1-time)	150,000	235,000		(235,000)
Dedicated Credits	10,000	39,000		(39,000)
Transfers	491,300	418,400	453,700	35,300
Beginning Non-Lapsing	8,100	115,000		(115,000)
Closing Non-Lapsing	(115,600)			
Total	\$684,300	\$949,700	\$661,800	(\$287,900)

Summary

The State and Local section is utilized by local government to help develop comprehensive long term plans. The section began as part of the State strategic planning effort started in 1989 with the Utah Tomorrow Program.

"The Planning Section of the Governor's Office of Planning and Budget provides leadership in strategic and comprehensive planning, serves as a primary resource for state agencies and local governments, provides quality technical assistance, and facilitates intergovernmental coordination."

4.0 Tables: Governor's Office of Planning and Budget

	FY 1996	FY 1997	FY 1998	FY 1999	FY 2000
Financing	Actual	Actual	Actual	Estimated	Analyst
General Fund	\$2,508,300	\$2,757,100	\$2,633,100	\$2,934,800	\$2,998,700
General Fund (1-time)			150,000	235,000	
Total General Fund	2,508,300	2,757,100	2,783,100	3,169,800	2,998,700
Federal Funds	171,400	283,600	178,600	244,100	161,500
Dedicated Credits	233,400	170,700	231,800	233,000	194,000
Olympic Special Revenue			123,900	161,100	161,800
Transfers	576,300	601,700	859,000	957,300	961,900
Beginning Non-Lapsing	60,000	70,000	217,100	269,000	
Closing Non-Lapsing	(70,000)	(217,100)	(269,000)		
Lapsing	(12,500)				
Total	\$3,466,900	\$3,666,000	\$4,124,500	\$5,034,300	\$4,477,900
Programs					
Administration	489,700	465,900	634,900	754,400	706,200
Science and Technology	268,800	325,500	321,800	335,800	264,400
LAN Team	433,100	276,400	626,800	988,800	1,003,300
Planning and Budget	683,000	670,600	704,300	722,600	755,800
Demographic and Economic	497,300	636,000	743,800	849,300	694,900
Resource, Planning and Legal	502,400	571,000	408,600	433,700	391,500
State and Local	592,600	720,600	684,300	949,700	661,800
Total	\$3,466,900	\$3,666,000	\$4,124,500	\$5,034,300	\$4,477,900
FTE's	45.50	48.85	47.95	52.40	51.40